

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

**IN RE: PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION**

THIS DOCUMENT RELATES TO

MDL NO. 1456

State of Montana v. Abbot Labs, Inc., et al.,
02-CV-12084-PBS

CIVIL ACTION: 01-CV-12257-PBS

Judge Patti B. Saris

State of Nevada v. American Home Products
Corp., et al., 02-CV-12086-PBS

NOTICE OF CORRECTION

Defendants' Motion to Dismiss the State of Montana's Second Amended Complaint and the State of Nevada's Amended Complaint ("the Motion to Dismiss"), filed with the Court in the above-captioned action on September 15, 2003, inadvertently included the names of two defendants that did not join in the Motion to Dismiss: Gensia, Inc., and Gensia Sicor Pharmaceuticals, Inc. A corrected list of defendants joining in the Motion to Dismiss is attached hereto as Exhibit A.

Respectfully submitted,



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*Counsel for SmithKline Beecham Corp.
d/b/a GlaxoSmithKline*

ON BEHALF OF:

ABBOTT LABORATORIES

AMGEN, INC.

APOTHECON, INC.

ASTRAZENECA PHARMACEUTICALS LP

AVENTIS BEHRING L.L.C.

AVENTIS PHARMACEUTICALS, INC.

B. BRAUN OF AMERICA

BAXTER HEALTHCARE CORPORATION

BAXTER INTERNATIONAL, INC.

BAYER CORPORATION

BEDFORD LABORATORIES

BEN VENUE LABORATORIES, INC.

BOEHRINGER INGLEHEIM CORP.

BRISTOL-MYERS SQUIBB CO.

CENTOCOR, INC.

DEY, INC.

GENSIA, INC.

GENSIA SICOR PHARMACEUTICALS, INC.

HOECHST MARION ROUSSEL, INC.

IMMUNEX CORP.

JANSSEN PHARMACEUTICAL PRODUCTS, L.P.

JOHNSON & JOHNSON

MCNEIL-PPC, INC.

NOVARTIS PHARMACEUTICALS CORPORATION

ONCOLOGY THERAPEUTICS NETWORK CORPORATION

ORTHO BIOTECH

PFIZER, INC.

PHARMACIA CORPORATION

PHARMACIA & UPJOHN, INC.

SCHERING-PLOUGH CORPORATION

SMITHKLINE BEECHAM CORPORATION

TAP PHARMACEUTICAL PRODUCTS, INC.

WARRICK PHARMACEUTICALS CORPORATION

Certificate of Service

I hereby certify that on September 25, 2003, I caused a true and correct copy of this Notice of Correction to be served on all counsel by electronic service pursuant to Case Management Order No. 2 entered by the Honorable Patti B. Saris in MDL No. 1456.

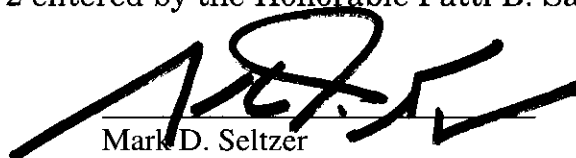

Mark D. Seltzer
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EXHIBIT A

Defendants joining in the September 15, 2003 Defendants' Motion to Dismiss the State of Montana's Second Amended Complaint and the State of Nevada's Amended Complaint:

ABBOTT LABORATORIES

AMGEN, INC.

APOTHECON, INC.

ASTRAZENECA PHARMACEUTICALS LP

AVENTIS BEHRING L.L.C.

AVENTIS PHARMACEUTICALS, INC.

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BAXTER INTERNATIONAL, INC.

BAYER CORPORATION

BEDFORD LABORATORIES

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BRISTOL-MYERS SQUIBB CO.

CENTOCOR, INC.

DEY, INC.

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ORTHO BIOTECH

PFIZER, INC.

PHARMACIA CORPORATION

PHARMACIA & UPJOHN, INC.

SCHERING-PLOUGH CORPORATION

SMITHKLINE BEECHAM CORPORATION

TAP PHARMACEUTICAL PRODUCTS, INC.

WARRICK PHARMACEUTICALS CORPORATION

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September 22, 2003

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VIA HAND DELIVERY

Tony Anastas
Clerk of the United States District Court
John Joseph Moakley U.S. Courthouse
One Courthouse Way, Suite 2300
Boston, MA 02210

Re: In re: Pharmaceutical Industry Average Wholesale Price Litigation,
MDL No. 1456, Civil Action: 01-CV-01-12257-PBS


Dear Mr. Anastas:

Enclosed for filing please find a Notice of Correction to Defendants' Motion To Dismiss the State of Montana's Second Amended Complaint and the State of Nevada's Amended Complaint.

Thank you for your attention to this matter.

Sincerely yours,

HOLLAND & KNIGHT LLP


Mark D. Seltzer

MDS/cg

Enclosures

cc: All Counsel of Record (via Verilaw)

Robert Alba, Courtroom Clerk to The Honorable Patti B. Saris
BOS1 #1370209 v1